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UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 OAKLAND DIVISION

SMITHKLINE BEECHAM CORPORATION, )  
 d/b/a GLAXOSMITHKLINE, )

Plaintiff,

vs.

ABBOTT LABORATORIES,

Defendant.

Case No. C 07-5702 CW

*Related by Order to:*

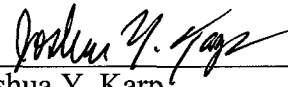
Case No. C 04-1511 CW

**GLAXOSMITHKLINE'S NOTICE OF  
 WITHDRAWAL OF ITS MOTION TO  
 COMPEL PRODUCTION OF  
 DOCUMENTS RELATING TO  
 MARKETING AND COSTS (Docket # 88)**

1 Plaintiff SmithKline Beecham Corporation, d/b/a GlaxoSmithKline ("GSK") and Abbott  
2 Laboratories have reached agreements memorialized in letter exchanges resolving, at this time, the  
3 parties' pending motions to compel. GSK understands that Abbott will be filing a notice of  
4 withdrawal of its motion today. Given these agreements, GSK hereby withdraws its Motion to  
5 Compel Production of Documents Relating to Marketing and Costs (Docket # 88), filed on July 3,  
6 2008, and calendared for hearing before Magistrate Judge Zimmerman on August 13, 2008. GSK  
7 reserves its right to refile the motion in the future if necessary.

8  
9 Dated: July 21, 2008

IRELL & MANELLA LLP

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11 By:   
12 Joshua Y. Karp  
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14 GlaxoSmithKline  
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